

As President of our Company I am concerned that requiring us to install equipment to record programming from 6A to 10 P. is an expense that we should not have to bear and entirely not necessary.

First, I have been a second generation broadcaster for over 50 years. My son is a third generation broadcaster. I have been a licensee since June 28, 1962, when I started a 410 watt KWHP-FM station in Edmond, Oklahoma, in the garage of my home with the 77 ft. tower in my backyard and the transmitter in our spare bedroom. I was a FM pioneer broadcaster. I have never had an indecency complaint in all those years.

Since then, I have owned a 100,000 watt FM in Tulsa; a 50,000 watt FM in Sand Springs, OK and have never had an indecency complaint at any of these stations.

In addition to KTFX-FM, we now have two AM stations and 4 FM stations and none of these have ever had a complaint. We just don't air programs that even border on indecency.

Small market radio stations have enough problems with earning a profit and the cost of this proposal would place more stress on each of our operations. This could put us in jeopardy considering all of the other increases in license fees, music fees, higher local and state taxes, increased equipment costs, etc.

The manpower to assure the equipment is properly running and the cost and time of chasing down any complaints would not be fair. I can see our insurance rates sky rocketing as outside indecency, every attorney who thinks we might have said something harmful to their client would demand the tapes. Insurance costs have already been going up and this will accelerate that spiral!

Keeping and storing programming for 60 days is something that has never been needed at our operations and most small market radio stations.

It seems to me that something that has occurred on TV during the Super Bowl has caused this reaction aimed at small market broadcasters! Programs like Howard Stern will never be aired on any radio station I am the licensee of. It's simply not RIGHT! Why should I and others be blamed and punished for the actions of a few! If you must, target those who have allowed indecency to be aired.

Please realize that in addition to excess legal actions that are sure to come, this action will stifle comments on the air through this threat of government review and that affects our First Amendment rights.

Please be aware that our advertising rates are very low in small markets compared to the large markets! We have to work very hard to make a living. The requirement of recording all programming will place undue and further pressure on us to survive.

I work from 5 a.m. to about 7 p.m. everyday Monday through Saturday and about 4 hours on Sunday afternoon making ends meet.

Thanks for taking time to read my comments.

William H. "Bill" Payne, President
paynewh@AOL.com
Cell: 918-230-2165

--MMEX80769db1bafb7b7fe08e2bd4729fd098--